

P21198.P09

# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. §132, effective on May 29, 2000,  
provides for continued examination of an utility or plant application  
filed on or after June 8, 1995.  
See The American Inventors Protection Act of 1999 (AIPA).

Application Number

09/892,651

Filing Date

June 28, 2001

First Named Inventor

Izaru NAKAI et al.

Group Art Unit

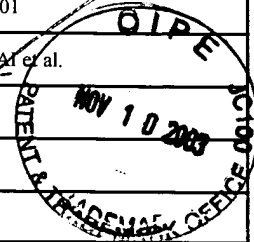
1725

Examiner Name

Len Tran

Attorney Docket Number

P21198



This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.

**NOTE:** 37 C.F.R. §1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. §1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

## 1. Submission required under 37 C.F.R. §1.114

### a. ☒ Previously submitted

i. ☒ Consider the amendment(s)/reply under 37 C.F.R. §1.116 previously filed on June 19, 2003  
(Any unentered amendment(s) referred to above will be entered).

ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_

iii. ☐ Other \_\_\_\_\_

### b. ☒ Enclosed

i. ☒ Amendment Accompanying Filing of Request for Continued Prosecution.

ii. ☐ Affidavit(s)/Declaration(s)

iii. ☐ Information Disclosure Statement (IDS)

iv. ☐ Request for Extension of Time

v. ☐ Other \_\_\_\_\_

## 2. Miscellaneous

a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(i) required)

b. ☐ Other \_\_\_\_\_

## 3. Fees The RCE fee under 37 C.F.R. §1.17(e) is required by 37 C.F.R. §1.114 when the RCE is filed.

a. ☒ Check in the amount of \$ 770.00 enclosed

b. ☒ If payment in the appropriate amount is not enclosed, the U.S. Patent and Trademark Office is hereby authorized to charge any fees required by this paper, including the RCE fee required under 37 C.F.R. §1.17 (e), any extension of time fees (37 C.F.R. §§ 1.136 and 1.17) necessary to render the RCE timely, and any suspension fee or credit any overpayments, to Deposit Account No. 19-0089

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)

Bruce H. Bernstein

Registration No. (Attorney/Agent)

29,027

Signature

Date

11/10/03

## CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner For Patents, Mail Stop RCE, PO Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on:

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants : Izuru NAKAI et al.

Appln No. : 09/892,651

Filed : June 28, 2001

For : LASER PROCESSING APPARATUS AND METHOD



Group Art Unit: 1725

Examiner: Len Tran

Confirmation No.: 2034

**AMENDMENT ACCOMPANYING FILING OF REQUEST  
FOR CONTINUED PROSECUTION**

Commissioner of Patents  
Alexandria, VA. 22313

Sir:

Responsive to the filing of a Notice of Appeal on September 8, 2003, setting forth a two month shortened statutory period, to November 10, 2003 (November 8, 2003 being a Saturday), for taking further action in the present application, Applicants herewith request that the amendment filed on June 19, 2003, but not entered, be entered as a submission pursuant to 37 C.F.R. §1.114 prior to the entry of the present amendment, as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks** begin on page 4 of this paper.